

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION**

<b>ERICA LAW,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>AUTOZONE STORES, INC., and</b>	)	<b>Case No.: 4:09-cv-00017</b>
<b>LOUIS GIBSON,</b>	)	
	)	
<b>Defendants.</b>	)	

**DEFENDANT AUTOZONE STORES, INC.'S MOTION TO DISMISS**

Defendant AutoZone Stores, Inc. ("AutoZone") hereby moves to dismiss Plaintiff's Complaint for failure to state a claim upon which relief can be granted pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure for the reasons set forth in its accompanying memorandum.

Respectfully Submitted,  
  
AUTOZONE STORES, INC.  
  
By: /s/ Paul G. Klockenbrink  
Of Counsel

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**and**

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*Counsel for Defendant AutoZone Stores, Inc.*

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 10<sup>th</sup> day of September, 2009, a true and correct copy of the foregoing was electronically filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

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